

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
WESTERN DIVISION**

MIDLAND FUNDING LLC,

Plaintiff/Counter-Defendant,

vs.

ANDREA L. BRENT, et al.

Defendant/Counter Claimant

Case No. 3:08-CV-1434

Judge David A. Katz

NOTICE OF MEDIATION STATUS

Andrea Brent, Defendant/Counter Claimant and putative class representative, hereby advises the court that mediation was conducted on Thursday, October 29, 2009, with Judge Richard McQuade. The mediation was conducted, with diligence, on the part of everyone involved. However, the mediation did not result in a settlement.

Midland has agreed to this notice to the Court that all parties intend to proceed on two fronts; (1) Plaintiffs will, forthwith, prepare and file with the court a supplemental memorandum in support of class certification based upon the second amended complaint, (2) at the same time, the parties will continue to attempt resolution through mediation with Judge McQuade.

Respectfully submitted,

/s/Dennis E. Murray, Sr.

Dennis E. Murray, Sr., Esq. (0008783)

E-Mail Address: dms@murrayandmurray.com

Donna J. Evans, Esq. (0072306)

E-Mail Address: dae@murrayandmurray.com

MURRAY & MURRAY CO., L.P.A.

111 E. Shoreline Dr.

Sandusky, Ohio 44870

Telephone: (419) 624-3000

Facsimile: (419) 624-0707

Attorneys for Defendant/Counter Claimant

CERTIFICATION

This is to certify that a copy of the foregoing was filed electronically. Notice of this filing will be sent to all parties by operation of the Court's electronic system. Parties may access the filing through the Court's system on this 30th day of October, 2009.

/s/Dennis E. Murray, Sr.

Dennis E. Murray, Sr., Esq. (0008783)

Donna J. Evans, Esq. (0072306)

Attorneys for Defendant/Counter Claimant